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6 Attorney for Defendant
CHARLES THOMPSON

FILED

MAY 16 2006

CLERK, U.S. DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA
BY *[Signature]*

9 IN THE UNITED STATES DISTRICT COURT

10 FOR THE EASTERN DISTRICT OF CALIFORNIA

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13 UNITED STATES OF AMERICA,) No. CR. S-04-0440 EJG
14 Plaintiff,)
15 v.) STIPULATION AND ORDER RE ADDENDUM
16 CHARLES THOMPSON,) TO PRESENTENCE REPORT AND
Defendant.) RECOMMENDATION REGARDING DRUG
17) TREATMENT PROGRAM
18 _____) Judge: Hon. Edward J. Garcia
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It is hereby stipulated and agreed between plaintiff, United States of America, and defendant, Charles Thompson, that the information noted below be forwarded to the Bureau of Prisons as an addendum to the presentence report concerning Mr. Thompson. The parties further agree that the Court may recommend that Mr. Thompson be placed in the Bureau's 500-hour in-custody drug treatment program (known as RDAP).

Mr. Thompson's presentence report noted his extensive drug abuse history although it also noted that he had not used illegal drugs for several years prior to sentencing. After Mr. Thompson was transferred to

1 the federal prison at Terminal Island he told the prison psychologist
2 that he continued to drink alcohol through early 2004; she urged him to
3 seek an addendum to his presentence report and recommendation to
4 participate in the Bureau's 500-hour RDAP program. Mr. Thompson had
5 reported his continued alcohol use on his PSR worksheet, but the final
6 PSR inaccurately reported he had been "sober" as well as free from
7 illegal drugs. In fact, Mr. Thompson continued to drink alcohol daily
8 through January 2004. Under the circumstances, the parties agree that
9 this information may be sent to BOP as an addendum, along with a
10 recommendation for RDAP placement.

Respectfully submitted,

DANIEL J. BRODERICK
Acting Federal Public Defender

14 || Dated: May 8, 2006

/s/ T. Zindel
TIMOTHY ZINDEL
Assistant Federal Defender
Attorney for CHARLES THOMPSON

McGREGOR SCOTT
United States Attorney

19 | Dated: May 8, 2006

/s/ T. Zindel for R. Bender
RICHARD J. BENDER
Assistant U.S. Attorney
Attorney for Plaintiff

O R D E R

23 Defendant has asked the Court to note as an addendum to the
24 presentence report his continued use of alcohol through January 2004.
25 Although defendant reported his drinking in the worksheet he completed in
26 connection with his presentence interview, information regarding his
27 alcohol use was omitted from the final report. However, his use of
28 alcohol through January 2004 was reported and should have been noted.

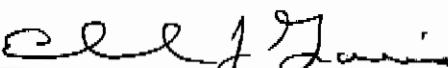
1 Based on the above, the Court recommends that the Bureau place Mr.
2 Thompson in the RDAP program, should it determine that he meets other
3 conditions to participation in that program.

4 A copy of this Order shall be served on the Bureau of Prisons and
5 forwarded to:

6 Atten: Dr. Schoellkopf
7 FCI Terminal Island
8 1299 Seaside Avenue
9 Terminal Island, CA 90731

10 IT IS SO ORDERED.

11 Dated: May 12, 2006


HON. EDWARD J. GARCIA
United States District Judge